

The Carlsbad Current

AND NEW MEXICO SUN

SIXTEENTH YEAR

CARLSBAD NEW MEXICO, FRIDAY SEPT. 18, 1908.

NUMBER 44

THE DISTRICT COURT

Grand Jury Returned Eighteen True Bills - W. E. Washington Indicted on Three Counts.

CLAY MCGONAGILL ON TRIAL

Man Who Passed Worthless Check Gets a Year in Pen.

Last Friday afternoon the grand jury returned eighteen true bills as follows: W. E. Washington subornation of perjury, carrying deadly weapon and insulting and assaulting while armed with a deadly weapon.

Henry Burkham perjury. Cle Brooks subornation of perjury.

Tom Vest carrying deadly weapon.

Guy Parker horse stealing.

Milton Kornegay, assault.

A no bill was returned in the case of Richard Judkins, who was bound over from the Justice of Peace court.

C. L. LeRoy, who was apprehended at Colorado Springs, for passing a worthless check plead guilty and was sentenced to the pen for one year and to pay costs, but if all costs are paid the pen sentence is suspended if LeRoy stays out of this territory.

The case of Guy Parker was set for Monday.

Washington, Brooks and Vest were arraigned in open court Saturday and plead not guilty.

The Grove's Lumber Company was granted a judgment against Fred Weaver for \$242.30 for lumber used in construction of a house in La Huerta.

The petit jury composed of the following was sworn in:

S. L. Posey, L. S. Crawford, Dennis Duncan, J. C. Richards, J. N. Livingston, S. W. Romer, Dean Sampson, W. W. O'Neil, D. A. Runyon, A. J. Parker, J. D. McBryde, J. H. Means, F. E. Bryant, S. W. Batton, B. F. Hill, J. F. Espey, Chas. Gibson, Joe Andrews, J. F. Bowman, M. L. Dannelley, O. E. Nickey, Louia Pipkin, V. E. Fatherge, and Chas. Westerfield.

The case of McArthur against Jack Waters of Monument was settled by defendant paying half the bill.

Julian Smith was appointed receiver of all partnership property in the case of R. H. Judkins against W. W. Dunlap. G. E. Benson has been agreed on to adjust the accounts.

Tuesday, the grand jury returned the following true bills: Juan Lujan assault.

Jno D. naway unlawfully altering check.

Thomas C. Donner, theft.

Jas A. Bolt, vagrancy.

Jack Marrin was arraigned in open court.

J. B. Marrin unlawfully carrying deadly weapon.

Gunter McKeen, arson.

W. C. Reid and Grantham & Dye entered their appearance as counsel for W. E. Washington.

Henry Robb obtained a judgment for about \$220.00 against J. E. Hooten for principal interest and costs on a promissory

note. The case was tried before a jury.

The grand jury returned three more true bills Tuesday as follows: C. C. Brooks subornation of perjury, J. F. Rarey cruelty to animals and W. E. Washington, subornation of perjury, the last being to correct former indictments.

The grand jury then made the following report:

The jury in the case of Geo. Krauss against J. B. Heck returned finding on a debt against property near Artesia that the court compel Heck to cancel the amount of \$1,100 on notes given by Krauss to Heck, that being amount of the mortgage on the land when sold.

Yesterday morning the famous Clay McGonagill case was called and the defendant appeared accompanied by his attorneys Messrs Bujac & Brice and on being formally arraigned plead not guilty and the prosecuting attorney L. O. Eullen was assisted by J. H. Burney of Ft. Worth, the Texas Cattle Raisers Association attorney.

The following jury was selected after both sides used all their challenge finally securing the jury from the regular panel.

J. M. Livingston, Chas. Westerfield, Geo. Batton, J. D. McBryde, J. R. Means, M. L. Dannelley, Joe Andrews, Louia Pipkin, Chas. Gibson, J. F. Bowman, S. L. Posey, Dennis Duncas.

J. L. Taylor was the first witness and testified to having saw two horses at Seely, Texas, that were owned by his son Steve and were sold by the defendant to Mr. Koy, and had been stolen from the range, his son never having sold the horses.

Mr. Graham was the next witness and stated that he lost some horses at the time alleged in the indictment of McGonagill and that the horses were sold at Seely, Texas, by McGonagill.

Steve Taylor's testimony corroborated that of his father.

The defense of McGonagill was that he bought thirty-eight head of horses at Midland early in September, 1904 and took them to his ranch where he held them about a month and then with enough other horses to make two car loads he drove to Colorado, Texas, and shipped from there to Seely, Texas, where he sold them. He claimed to have bought the horses from a man named Williams in Midland, whom he has not seen since.

Several witnesses were placed on the stand and testified that Clay McGonagill had a good reputation. This case has excited considerable interest on account of McGonagill, who is the champion roper of the world and a first class rider and broncho buster. The case has been postponed from term to term for three years. The general opinion is that the jury will disagree.

LATER: The jury returned with a verdict of not guilty.

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Gas Doings.

Mr. C. F. Mathews, of the Dayton Gas & Oil Company was in town Wednesday to confer with the town board concerning the franchise for piping natural gas into Carlsbad. Mr. Mathews says the principal difficulty met in furnishing gas in this valley at present is the question of population. For instance said Mr. Mathews: "Kansas City has a population of 100,000 and the total of all the towns in this valley is not over 18,000. The cost of pipe in Kansas City is forty cents per foot, while the same pipe costs eighty-five in the Pecos Valley. Then the cost of laying here is greater on account of more rocky strips of land. When it is considered that it requires an investment of \$300,000 to install a gas plant to fur-

Two First Bales.

The first bale of cotton raised in Midland county was marketed August 31. It was raised by J. D. Robinson. It brought a trifle over ten cents, a premium of \$126 and the seed was sold for \$10, making a total for the bale of \$136.

The first Howard county bale was raised by J. T. Scorgin and brought a premium of \$110. Seminole Sentinel.

More Farm Notes.

J. C. Keith has been a daily visitor to Carlsbad with a load of cantaloupes from his ten acre field. Mr. Keith is receiving good returns from his tract.

The Government has placed enough money at the disposal of the Carlsbad project to install new concrete gates at McMillan, and place the spillway on the west side in proper shape. Some

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nish the valley from Roswell to Carlsbad and then only have customers for about five per cent of the product the problem assumes an aspect very different to what the casual observer would contemplate. The well is undoubtedly a permanent one for the pressure is not only holding well, but is increasing." The company has set up a drilling outfit seven miles southwest of Dayton on the land the oil well struck last winter is located, which well was lost by a premature shot of nitro glycerin. This well was only 500 feet deep, so the company does not anticipate much trouble in striking oil at this location because the first well showed oil in paying quantities.

The well at night presents a wonderful sight; the well is capped and arranged so that a two inch pipe can be made to carry the gas either out to the side of the well or up over the top of the derrick. At the top a "T" joint has been fixed. The burning gas makes a flame 25 or 30 feet long and probably ten feet in diameter. When the gas is turned on and burning it makes a deafening roar much like an engine "letting off steam," and can be heard for many miles; the light from the well may be seen at both Dayton and Lakewood.

of this money has been available since the latter part of July, but the water in the river has remained so high that it was not considered safe to begin any work at that time. All danger of floods is not over by any means, but W. W. Reed, District Engineer, thinks it is time to begin work on the gates at least.

Welch McGuire who has had charge of the concrete construction in the past, has returned to take charge of this work, arriving here last Saturday. The spillgates at Avalon have been repaired and improved the past two weeks, and will now stand the wear and tear of high water, without any danger. The work of repairing the spillway and building up the dam on the west side of McMillan may not be begun until later, as every team in the country seems to be busy at the present time, and without any hope of letting up until the planting season is over.

Notice has been sent out by the Reclamation Service that the irrigating season will close November 1st, but that an irrigation will be given during the winter as may be found necessary.

A number of cotton growers are preparing cotton to compete for the Andrew's prize at the Irrigation Congress.

Bryan will be elected, and some of the keener observers among the Republicans are willing to concede it. One of these is James J. Hill, the railway magnate, who predicts a landslide for Bryan. Mr. Hill believes that the Bryan policies have secured such a hold on the

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farmers of the country and particularly in the West, that the defeat of Taft is inevitable. This is a Democratic year. - Roswell Record.

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